

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

KC WARREN ING,

Plaintiff,

v.

**SERRA NISSAN OLDSMOBILE, INC., et
al.,**

Defendants.

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Case No.: 2:14-cv-02103-RDP

ORDER OF DISMISSAL

This case is before the court on Defendant Serra Nissan Oldsmobile, Inc.'s Motion to Compel Arbitration and Stay Action (Doc. 4), Defendant Michael J. Wilkinson's Motion to Join Defendant, Serra Nissan/Oldsmobile, Inc.'s Motion to Stay Action and Compel Plaintiff to Submit Her Claims to Binding Arbitration (Doc. 8), Defendant Abdul Islam Mughal's Joinder in Serra Nissan/Oldsmobile, Inc.'s Motion to Stay Action and Compel Arbitration (Doc. 12), and Plaintiff's Consent to Arbitration and Stay Action (Doc. 9). Plaintiff consents to Defendants' motions to submit this matter, and all claims and causes of action therein, to arbitration pursuant to the provisions of the contract made the subject of this action. (*See* Doc. 9). For this reason, Defendants' Motions (Docs. 4, 8, 12) are **GRANTED IN PART** and **DENIED IN PART**.


The motions are **GRANTED** insofar as they seek to compel binding arbitration as to the claims against Defendants Serra Nissan/Oldsmobile, Inc., Michael J. Wilkinson, and Abdul Islam Mughal. To the extent the motions seek to stay this action, the motions are **DENIED**.

On the court's own motion, it is further **ORDERED** that Plaintiff's claims against Defendants Serra Nissan/Oldsmobile, Inc., Michael J. Wilkinson, and Abdul Islam Mughal be

DISMISSED WITHOUT PREJUDICE to the right of the prevailing party to enforce any arbitration award.

Costs are taxed as paid.

DONE and **ORDERED** this February 10, 2015.



R. DAVID PROCTOR
UNITED STATES DISTRICT JUDGE